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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE  
BEFORE THE TRADEMARK TRIAL AND APPEAL BOARD

Proceeding	91176791
Party	Plaintiff UMG RECORDINGS, INC.
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Submission	Other Motions/Papers
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Date	06/17/2009
Attachments	91176791 - Stip for Introduction of Evidence at Trial (2277350).PDF ( 5 pages ) (234708 bytes )

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**  
**BEFORE THE TRADEMARK TRIAL AND APPEAL BOARD**

In the matter of Application Serial No. 78/751,105  
Published for Opposition in the OFFICIAL GAZETTE on December 12, 2006

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UMG RECORDINGS, INC.

Opposition No.: 91176791

Opposer

v.

MATTEL, INC.,

Applicant

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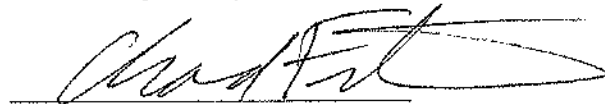
**STIPULATION FOR INTRODUCTION OF EVIDENCE AT TRIAL**

Pursuant to Trademark Rule of Practice 2.123(b) and T.B.M.P. § 705, the parties, through their undersigned counsel, further stipulate to submission of evidence at trial as follows:

(1) Each party may introduce as evidence, and rely on at trial, documents or things produced in discovery by either party in this opposition proceeding, subject to the right of the party against whom the evidence is introduced to object to such evidence on any applicable ground, including but not limited to competency, relevance, and materiality.

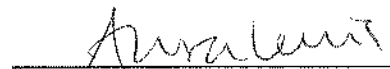
Respectfully submitted,

Date: June 17, 2009



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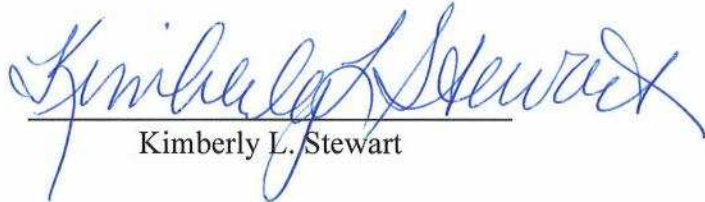
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**CERTIFICATE OF ELECTRONIC TRANSMISSION**

I hereby certify that this correspondence is being transmitted electronically through ESTTA pursuant to 37 C.F.R. §2.195(a) on June 17, 2009.

  
\_\_\_\_\_  
Kimberly L. Stewart

## PROOF OF SERVICE

STATE OF CALIFORNIA, COUNTY OF LOS ANGELES

I am employed in the county of Los Angeles, State of California. I am over the age of 18 and not a party to the within action. My business address is Mitchell Silberberg & Knupp LLP, 11377 West Olympic Boulevard, Los Angeles, California 90064-1683.

On June 17, 2009, I served a copy of the foregoing document(s) described as **STIPULATION FOR INTRODUCTION OF EVIDENCE AT TRIAL** on the interested parties in this action at their last known address as set forth below by taking the action described below:

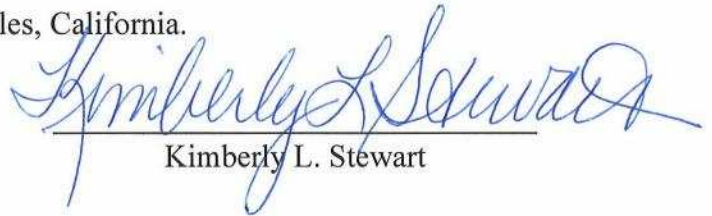
Lawrence Y. Iser ( <a href="mailto:liser@kwikalaw.com">liser@kwikalaw.com</a> ) Direct (310) 566-9801 Direct Fax (310) 566-9861 Patricia A. Millett ( <a href="mailto:pmillet@kwikalaw.com">pmillet@kwikalaw.com</a> ) Direct (310) 566-9821 Direct Fax (310) 566-9870 Chad R. Fitzgerald ( <a href="mailto:CFitzgerald@kwikalaw.com">CFitzgerald@kwikalaw.com</a> ) Direct 310.566.9802 Direct Fax 310.566.9882 Kinsella, Weitzman, Iser, Kump & Aldisert LLP 808 Wilshire Boulevard, 3rd Floor Santa Monica, CA 90401 (310) 566-9800 Fax: (310) 566-9850	Counsel for Applicant, MATTEL, INC.
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- ☒ **BY MAIL:** I placed the above-mentioned document(s) in sealed envelope(s) addressed as set forth above, and deposited each envelope in the mail at Los Angeles, California. Each envelope was mailed with postage thereon fully prepaid.
- ☐ **BY OVERNIGHT MAIL:** I placed the above-mentioned document(s) in sealed envelope(s) designated by the carrier, with delivery fees provided for, and addressed as set forth above, and deposited the above-described document(s) with \_\_\_\_\_ in the ordinary course of business, by depositing the document(s) in a facility regularly maintained by the carrier or delivering the document(s) to an authorized driver for the carrier.
- ☐ **BY PERSONAL DELIVERY:** I placed the above-mentioned document(s) in sealed envelope(s), and caused personal delivery by \_\_\_\_\_ of the document(s) listed above to the person(s) at the address(es) set forth above.
- ☐ **BY ELECTRONIC MAIL:** I served the above-mentioned document electronically at \_\_\_\_:\_\_\_\_.m. on the parties listed at the email addresses above and, to the best of my knowledge, the transmission was complete and without error in that I did not receive an electronic notification to the contrary.

☐ **BY FAX:** On \_\_\_\_\_, at \_\_\_\_\_ am/pm, from facsimile number (310) \_\_\_\_\_, before placing the above-described document(s) in sealed envelope(s) addressed as set forth above, I sent a copy of the above-described document(s) to each of the individuals set forth above at the facsimile numbers listed above. The transmission was reported as complete and without error. The transmission report was properly issued by the transmitting facsimile machine, and a copy of that report is attached hereto.

I declare under penalty of perjury under the laws of the United States that the above is true and correct.

Executed on June 17, 2009, at Los Angeles, California.

  
\_\_\_\_\_  
Kimberly L. Stewart